

Message Text

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ORIGIN OES-07

INFO OCT-01 AF-10 ISO-00 COME-00 CEQ-01 EA-07 SSO-00

IO-13 EB-07 AID-05 L-03 CIAE-00 INR-07 NSAE-00

INRE-00 SS-15 INT-05 SMI-01 DODE-00 DLOS-09 /091 R

DRAFTED BY OES/ENP/EN:CHSANDERS:SRS

APPROVED BY OES/ENP/EN:HSPIELMAN

NOAA:PFOX (SUBS)

CEQ:GBERTRAND (SUBS)

OES/ENP:LGRANT

OES/OFA/OCA:MBUSBY (INFO)

EA/J:SECTON (INFO)

-----172311Z 049966 /62

O 172201Z MAY 77

FM SECSTATE WASHDC

TO AMEMBASSY NAIROBI IMMEDIATE

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E.O. 11652: N/A

TAGS: SENV, UNEP

SUBJECT: UNEP/GC--DRAFT RESOLUTION ON WHALES

REFERENCE: NAIROBI 6115

1. ON POINTS RAISED BY JAPANESE WE HAVE FOLLOWING
COMMENTS:

(A) 10 YEAR MORATORIUM--U.S. SUPPORT FOR THIS IS FIRM. WE
SEE NO REASON WHY GC SHOULD NOT BE CALLED UPON TO REAFFIRM
ITS OWN REPEATEDLY EXPRESSED PREVIOUS SUPPORT FOR MORA-
TORIUM, IN LINE WITH RESOLUTION OF STOCKHOLM CONFERENCE.
UNEP WOULD BE ABLE TO DOCUMENT PREVIOUS GC ACTION ON
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MORATORIUM. WE NOTE USE OF WORD "REPEATEDLY" WITH RESPECT
TO GC ACTION ON MORATORIUM IN PARA 487 OF PAGE 103 OF CUR-
RENT UNEP PROGRAM DOCUMENT. WORD "REPEATEDLY" FOR GC ACTION
MAY BE SOLUTION IN PARA ONE "WHEREAS..." OF US DRAFT. IF
JAPANESE FEEL COMPELLED TO RESERVE ON GC REAFFIRMATION IN
PARA THREE OPERATIVE LANGUAGE, THAT IS THEIR DECISION.

(B)"NEW ARRANGEMENTS" VS "NEGOTIATE NEW CONVENTION"--
ACCORDING TO IWC OFFICIAL DOCUMENTATION, COMMISSION AT
26TH MEETING IN 1974 ADOPTED RESOLUTION ESTABLISHING
WORKING GROUP TO REEXAMINE PRESENT CONVENTION IN LIGHT OF
"CHANGES...IN WHALING AND STOCKS OF CETACEANS" SINCE ORI-
GINAL CONVENTION'S SIGNATURE IN 1946 AND "BEARING IN MIND
THE NECESSITY TO STRENGTHEN THE MECHANISM FOR INTERNATION-
AL CONSERVATION OF WHALES AND THEIR RATIONAL MANAGEMENT
...". RESOLUTION ALSO CHARGED WORKING GROUP WITH CON-
SIDERATION OF QUESTION OF CONVENING CONFERENCE OF PLENIPOT-
ENTIARIES FOR PURPOSE. WORKING GROUP HAS SINCE DEVELOPED
DRAFT REVISED CONVENTION TEXT FOR CIRCULATION BY IWC
CHAIRMAN TO INTERESTED COUNTRIES, ONCE FINAL COMMENTS REC'D
THIS SPRING. THUS, CONSIDERATION OF POSSIBILITY OF
CONFERENCE HAS BEEN UNDER WAY SINCE 1974. QUESTION
NOW BEFORE IWC IS DECISION ON ACTUAL TIMING FOR CONVENING
OF CONFERENCE. COMMISSION AGREED AT ITS 1976 MEETING THAT
THIS DECISION WOULD BE TAKEN IF POSSIBLE AT FORTHCOMING
1977 MEETING. WE BELIEVE IT ENTIRELY APPROPRIATE AND
DESIRABLE THAT GC SUPPORT THIS AIM.

FYI: JAPANESE EVIDENTLY HAVENOT EXPLICITLY QUES-
TIONED U.S. DRAFT LANGUAGE ON "PARTICIPATION BY ALL INTER-
ESTED COUNTRIES" IN CONFERENCE, BUT WE NOTE THAT JAPANESE
COUNTER DRAFT DELETES THIS. IWC SO FAR HAS SPOKEN ONLY
OF INVITING NON-MEMBER COUNTRIES WHICH CONDUCT SIGNIFICANT
WHALING OPERATIONS OR WHICH HAVE STOCKS OF COMMERCIAL
INTEREST OFF THEIR COASTS. US POSITION ON CONFERENCE
PARTICIPATION IS THAT ALL INTERESTED COUNTRIES SHOULD HAVE
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OPPORTUNITY TO PARTICIPATE, AND WE WOULD WISH TO SEE THIS
LANGUAGE RETAINED IN UNEP RESOLUTION. HOWEVER, WE RECOG-
NIZE THAT MATTER IS ONE TO BE DECIDED IN IWC AND WE
APPRECIATE THAT JAPANESE FORMULATION, IN NOT ADDRESSING
PARTICIPATION QUESTION DIRECTLY, DOES NOT PREJUDGE OUT-
COME. WE DOUBT THAT JAPANESE WOULD WISH ADOPT EXCLUSIONARY
STANCE AT THIS STAGE IN UNEP ON POINT. BUT WE COULD ACCEPT
NO RPT REFERENCE IN UNEP RESOLUTION TO PARTICIPANTS, IF
US DELEEMS IT TACTICALLY ADVISABLE. END FYI.

(C) ADDITION OF SENTENCE ON IWC. WE WELCOME JAPANESE
FORMULATION'S ACKNOWLEDGEMENT OF PRESENT WORK OFWC.
US POSITION HAS BEEN THAT IWC IS PRIMARY FOCAL POINT FOR
INTERNATIONAL EFFORTS ON WHALE CONSERVATION INCLUDING
EFFORTS TOWARD RENEGOTIATING CONVENTION AND CONVENING
CONFERENCE OF PLENIPOTENTIARIES FOR PURPOSE. THUS WE HAVE
NO DIFFICULTY IN ACCEPTING THIS JAPANESE SUGGESTION.

2. SUGGEST US DEL PROPOSE MODIFYING JAPANESE DRAFT AS

FOLLOWS:

--IN FIRST SENTENCE (PARA 2, REFTTEL), DELETE WORDS "AT
ITS FIRST MEETING" AND SUBSTITUTE "REPEATEDLY HAS."

--IN OPERATIVE PORTION, IMMEDIATELY AFTER "GOVERNING

COUNCIL", INSERT WORDS FROM US DRAFT: "REAFFIRMS ITS
SUPPORT FOR A 10-YEAR MORATORIUM ON ALL COMMERCIAL
WHALING IN ORDER TO ALLOW A PERIOD FOR WHALE STOCKS TO
RECOVER."

--IN PRESENT SECOND OPERATIVE SENTENCE, AFTER "AT ITS 29TH
MEETING TO", DELETE "CONSIDER THE" AND SUBSTITUTE AGREE
TO THE EARLY."

3. IF US DEL CANNOT WORK OUT COMPROMISE WITH JAPANESE
SUPPORT ON BASIS OF ABOVE, REQUEST YOU SUBMIT U.S.
RESOLUTION AS ORIGINALLY DRAFTED. CHRISTOPHER
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NNN

Message Attributes

Automatic Decaptioning: X
Capture Date: 01-Jan-1994 12:00:00 am
Channel Indicators: n/a
Current Classification: UNCLASSIFIED
Concepts: AGREEMENT DRAFT, WHALING, MORATORIUM, RESOLUTIONS
Control Number: n/a
Copy: SINGLE
Sent Date: 17-May-1977 12:00:00 am
Decaption Date: 01-Jan-1960 12:00:00 am
Decaption Note:
Disposition Action: RELEASED
Disposition Approved on Date:
Disposition Case Number: n/a
Disposition Comment: 25 YEAR REVIEW
Disposition Date: 22 May 2009
Disposition Event:
Disposition History: n/a
Disposition Reason:
Disposition Remarks:
Document Number: 1977STATE113195
Document Source: CORE
Document Unique ID: 00
Drafter: CHSANDERS:SRS
Enclosure: n/a
Executive Order: N/A
Errors: N/A
Expiration:
Film Number: D770175-0711
Format: TEL
From: STATE
Handling Restrictions: n/a
Image Path:
ISecure: 1
Legacy Key: link1977/newtext/t19770547/aaaabomc.tel
Line Count: 139
Litigation Code IDs:
Litigation Codes:
Litigation History:
Locator: TEXT ON-LINE, ON MICROFILM
Message ID: 281a6e91-c288-dd11-92da-001cc4696bcc
Office: ORIGIN OES
Original Classification: LIMITED OFFICIAL USE
Original Handling Restrictions: n/a
Original Previous Classification: n/a
Original Previous Handling Restrictions: n/a
Page Count: 3
Previous Channel Indicators: n/a
Previous Classification: LIMITED OFFICIAL USE
Previous Handling Restrictions: n/a
Reference: 77 NAIROBI 6115
Retention: 0
Review Action: RELEASED, APPROVED
Review Content Flags:
Review Date: 04-Feb-2005 12:00:00 am
Review Event:
Review Exemptions: n/a
Review Media Identifier:
Review Release Date: n/a
Review Release Event: n/a
Review Transfer Date:
Review Withdrawn Fields: n/a
SAS ID: 2480958
Secure: OPEN
Status: NATIVE
Subject: UNEP/GC--DRAFT RESOLUTION ON WHALES
TAGS: SENV, KE, US, JA, UNEP
To: NAIROBI
Type: TE
vdkgvwkey: odbc://SAS/SAS.dbo.SAS_Docs/281a6e91-c288-dd11-92da-001cc4696bcc
Review Markings:
Margaret P. Grafeld
Declassified/Released
US Department of State
EO Systematic Review
22 May 2009
Markings: Margaret P. Grafeld Declassified/Released US Department of State EO Systematic Review 22 May 2009